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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 KENNETH L. FAULKNER,

12 Petitioner,

13 v.

14 M. POLLARD,

15 Respondent.
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Case No. 1:20-cv-01748-NONE-HBK

ORDER REQUESTING ASSISTANCE OF
R.J. DONOVAN CORRECTIONAL
FACILITY LITIGATION COORDINATOR

(Doc. No. 13)

17 Petitioner Kenneth L. Faulkner, a state prisoner proceeding pro se, petitioned for a writ of
18 habeas corpus under 28 U.S.C. § 2254. (Doc. No. 1). Petitioner seeks a Court order directing
19 prison staff at R.J. Donovan Correctional Facility to grant Petitioner access to the law library.
20 (Doc. No. 13, “Motion”).

21 This Court declines to order prison library staff, a non-party to this case, to take specific
22 actions. However, as a courtesy, the Court will request the assistance of the litigation coordinator
23 at R.J. Donovan Correctional Facility to ensure Petitioner is afforded adequate opportunities to
24 access the law library, to the extent that doing so is consistent with institutional order and
25 security. *See Whitley v. Albers*, 475 U.S. 312, 321-322 (1986) (“Prison administrators . . . should
26 be accorded wide-ranging deference in the adoption and execution of policies and practices that
27 in their judgment are needed to preserve internal order and discipline and to maintain institutional
28 security.”). The Court notes that Petitioner is under a court-ordered deadline to file his objections

1 to the Report and Recommendations. (See Doc. No. 14, requiring Petitioner to file any objections
2 no later than September 6, 2021). The Clerk's office will be directed to serve a copy of this order
3 on the litigation coordinator at Petitioner's prison.

4 Accordingly, it **ORDERED**:

- 5 1. Petitioner's Motion (Doc. No. 13) is DENIED.
- 6 2. The Clerk of Court is directed to serve a copy of this order on the litigation
7 coordinator at R.J. Donovan Correctional Facility.

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9 Dated: July 7, 2021


HELENA M. BARCH-KUCHTA
UNITED STATES MAGISTRATE JUDGE